

# **COMBINED DECLARATION AND POWER OF ATTORNEY FOR UTILITY PATENT APPLICATION**

Attorney's Docket No.  
032374-003

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED:

WEB-BASED MEDIA SUBMISSION TOOL

The specification of which

(check one)

☒ is attached hereto;

☐ was filed on \_\_\_\_\_ as

Application No. \_\_\_\_\_

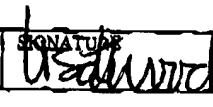

and was amended on \_\_\_\_\_;  
(if applicable)

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

COMBINED DECLARATION AND POWER OF ATTORNEY			Attorney's Docket No. 032374-003																																																																															
COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED																																																																															
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<p>I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">William L. Mathis</td> <td style="width: 10%;">17,337</td> <td style="width: 33%;">George A. Hovanec, Jr.</td> <td style="width: 10%;">28,223</td> <td style="width: 14%;">Peter K. Stiff</td> <td style="width: 10%;">31,917</td> </tr> <tr> <td>Peter H. Smolka</td> <td>15,913</td> <td>James A. LaBarre</td> <td>28,632</td> <td>Richard J. McGrath</td> <td>29,193</td> </tr> <tr> <td>Robert S. Swecker</td> <td>19,885</td> <td>E. Joseph Goss</td> <td>28,510</td> <td>Matthew L. Schneider</td> <td>32,814</td> </tr> <tr> <td>Platon N. Mandros</td> <td>22,124</td> <td>R. Danny Huntington</td> <td>27,903</td> <td>Michael G. Savage</td> <td>32,596</td> </tr> <tr> <td>Benton S. Duffeu, Jr.</td> <td>22,030</td> <td>Eric H. Welsblatt</td> <td>30,505</td> <td>Gerald F. Swiss</td> <td>30,113</td> </tr> <tr> <td>Norman H. Stepano</td> <td>22,716</td> <td>James W. Peterson</td> <td>26,057</td> <td>Michael J. Ure</td> <td>33,089</td> </tr> <tr> <td>Ronald L. Grudzicki</td> <td>24,970</td> <td>Teresa Stanek Rea</td> <td>30,427</td> <td>Charles P. Wieland III</td> <td>33,096</td> </tr> <tr> <td>Frederick G. Michaud, Jr.</td> <td>26,003</td> <td>Robert E. Krebs</td> <td>25,883</td> <td>Bruce T. Wieder</td> <td>33,813</td> </tr> <tr> <td>Alan E. Kopecki</td> <td>25,813</td> <td>William C. Rowland</td> <td>30,888</td> <td>Todd R. Walters</td> <td>34,040</td> </tr> <tr> <td>Regis E. Slutter</td> <td>26,999</td> <td>T. Gene Dillahunty</td> <td>25,423</td> <td>Ronni S. Jilions</td> <td>31,979</td> </tr> <tr> <td>Samuel C. Miller, III</td> <td>27,360</td> <td>Patrick C. Keane</td> <td>32,858</td> <td>Harold R. Brown III</td> <td>36,341</td> </tr> <tr> <td>Ralph L. Frieland, Jr.</td> <td>16,110</td> <td>Bruce J. Boggs, Jr.</td> <td>32,344</td> <td>Allen R. Baum</td> <td>36,086</td> </tr> <tr> <td>Robert G. Mukai</td> <td>28,531</td> <td>William H. Benz</td> <td>25,952</td> <td>Steven M. de Bois</td> <td>35,023</td> </tr> </table>					William L. Mathis	17,337	George A. Hovanec, Jr.	28,223	Peter K. Stiff	31,917	Peter H. Smolka	15,913	James A. LaBarre	28,632	Richard J. McGrath	29,193	Robert S. Swecker	19,885	E. Joseph Goss	28,510	Matthew L. Schneider	32,814	Platon N. Mandros	22,124	R. Danny Huntington	27,903	Michael G. Savage	32,596	Benton S. Duffeu, Jr.	22,030	Eric H. Welsblatt	30,505	Gerald F. Swiss	30,113	Norman H. Stepano	22,716	James W. Peterson	26,057	Michael J. Ure	33,089	Ronald L. Grudzicki	24,970	Teresa Stanek Rea	30,427	Charles P. Wieland III	33,096	Frederick G. Michaud, Jr.	26,003	Robert E. Krebs	25,883	Bruce T. Wieder	33,813	Alan E. Kopecki	25,813	William C. Rowland	30,888	Todd R. Walters	34,040	Regis E. Slutter	26,999	T. Gene Dillahunty	25,423	Ronni S. Jilions	31,979	Samuel C. Miller, III	27,360	Patrick C. Keane	32,858	Harold R. Brown III	36,341	Ralph L. Frieland, Jr.	16,110	Bruce J. Boggs, Jr.	32,344	Allen R. Baum	36,086	Robert G. Mukai	28,531	William H. Benz	25,952	Steven M. de Bois	35,023
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Address all correspondence to: <u>Michael J. Ure, Esq.</u> <u>BURNS, DOANE, SWEECKER &amp; MATIUS, L.L.P.</u> <u>P.O. Box 1404</u> <u>Alexandria, Virginia 22313-1404</u>																																																																																		
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WEB-BASED MEDIA SUBMISSION TOOL

the specification of which

(check one)

☒ is attached hereto;☐ was filed on \_\_\_\_\_ as

Application No. \_\_\_\_\_

and was amended on \_\_\_\_\_  
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I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

JUL-15-89 THU 12:54 PM BURNS DOAN SWECKER

FAX NO. 8502338834

P. 03

COMBINED DECLARATION AND POWER OF ATTORNEY			Attorney's Docket No. 032374-003
COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
			YES NO
			YES NO
I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:			
William L. Mathis Peter H. Smolka Robert S. Swecker Milton N. Mandrus Bonita S. Duffin, Jr. Norman M. Stepien Randall L. Grunwald Frederick G. Mitzel, Jr. Alan L. Kopacki Regis B. Blutter Samuel C. Miller, III Ralph L. Freedland, Jr. Robert G. Mutai	17,337 15,913 19,485 22,124 22,690 22,716 24,970 26,803 25,813 26,990 27,360 16,110 22,531	George A. Hovance, Jr. James A. Labarre R. Joseph Gata R. Denny Harrington Eric H. Wolfson James W. Pearson Teresa Stank Roe Robert R. Krohn William C. Rowland T. Gene Dillabenty Patrick C. Keane Bruce J. Briggs, Jr. William H. Bena	28,223 28,623 28,510 27,903 30,303 26,057 29,427 25,885 28,888 21,423 21,458 22,344 23,952
		Peter K. Skiff Richard J. McGrath Matthew L. Schneider Michael G. Savage Garold F. Swin Michael J. Ure Charles P. Wieland III Robert F. Winder Todd R. Waters Ronald S. Jilham Harold R. Brown III Allen R. Baum Steven M. de Nola	31,917 29,129 22,814 22,996 30,113 31,089 33,096 33,815 24,040 31,979 26,341 26,089 33,023
and: Susan E. Herzinger			
Address all correspondence to:		Michael J. Ure, Esq. BURNS, DOANE, SWECKER & MATHIS, L.L.P. P.O. Box 1404 Alexandria, Virginia 22313-1404	
Address all telephone calls to:		Michael J. Ure, Esq. at (650) 854-7400.	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
FULL NAME OF SOLE OR FIRST INVENTOR		SIGNATURE	DATE
Lisa T. Wurst			
RESIDENCE		CITIZENSHIP	
One Woodside Court, Danville, California 94506		USA	
POST OFFICE ADDRESS			
Same As Above			
FULL NAME OF SECOND JOINT INVENTOR, IF ANY		SIGNATURE	DATE
Scott M. Lewis			
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314 Squirrel Ridge Way, Danville, California 94506		USA	
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Same As Above			
FULL NAME OF THIRD JOINT INVENTOR, IF ANY		SIGNATURE	DATE
Robin T. Pryod			7/15/89
RESIDENCE		CITIZENSHIP	
1316 Corona Court, Berkeley, California 94706		USA	
POST OFFICE ADDRESS			
Same As Above			

Patent  
Attorney's Docket No. 032374-003

Applicant or Patentee: Lisa T. Wood, Scott M. Lewis, and Robin T. Fried  
Application or Patent No.: \_\_\_\_\_  
Filed or Issued: \_\_\_\_\_  
For: WEB-BASED MEDIA SUBMISSION TOOL

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. §§ 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below;  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN PictureWorks Technology, Inc.  
ADDRESS OF CONCERN 649 San Ramon Valley Blvd., Danville, California 94526

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 1.21 for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Web-Based Media Submission Tool by inventor(s) Lisa T. Wood, Scott M. Lewis, and Robin T. Fried described in

- ☒ the specification filed herewith  
☐ Application No. \_\_\_\_\_, filed \_\_\_\_\_  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above-identified small business concern are not exclusive, each individual, concern, or organization having rights to the invention is listed below,\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c), or by any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)

Application No. \_\_\_\_\_  
Attorney's Docket No. 032374-003NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ Individual ☐ small business concern ☐ nonprofit organizationNAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ Individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee and any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Lisa T. Wood  
TITLE OF PERSON OTHER THAN OWNER Engineering Vice President, New Business Development & Marketing  
ADDRESS OF PERSON SIGNING 649 San Ramon Valley Blvd., Danville, California 94526SIGNATURE *Lisa T. Wood* DATE 7-2-99